

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re **U.S. National Phase** Application of:

Hiroaki TOOYAMA

Application No.: 10/597,072

(National Phase of International Application No.

PCT/JP2004/015269; International Filing Date: October 15, 2004)

Filed: July 10, 2006

371 (c) Filing Date: To Be Assigned

For: **DAMPING DEVICE**

Confirmation No.: 5611

Art Unit: 1645

Examiner: To Be Assigned

Atty. Docket: 2261.0050000

Second Status Inquiry Letter

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

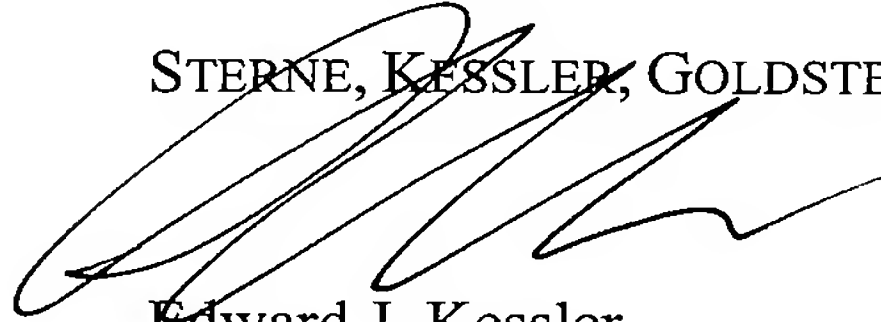
In follow-up to our initial Status Inquiry electronically filed on October 5, 2007, to date, we have not received a response from the U.S. Patent & Trademark Office.

As indicated in our October 5, 2007 inquiry, a review of the U. S. Patent & Trademark Office's PAIR System indicated that the response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) and payment of Surcharge Late Fee electronically filed on **March 7, 2007** in the above-identified patent application **has not been made of record**. To date, the Applicant has not received a Notification of Acceptance of Application Under 35 U.S.C. § 371 & 37 CFR § 1.495 nor an Official Filing Receipt for the above-identified patent application. Please advise the undersigned of the present status of the above-identified patent application.

A second copy of the Response to the Notification of Missing Requirements and payment of Surcharge Late Fee as filed on March 7, 2007 is enclosed for your reference.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Edward J. Kessler
Attorney for Applicant
Registration No. 25,688

Date: May 28, 2008

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Washington, D.C. 20005-3934
(202) 371-2600

826032.v1

Acknowledgement Receipt

The USPTO has received your submission at **17:17:03** Eastern Time on **07-MAR-2007**.

\$ **65** fee paid by e-Filer via *RAM* with Confirmation Number: 696.

eFiled Application Information

EFS ID	1572546
Application Number	11683243
Confirmation Number	1531
Title	DAMPING DEVICE
First Named Inventor	Hiroaki TOOYAMA
Customer Number or Correspondence Address	26111
Filed By	Edward J. Kessler
Attorney Docket Number	2261.0050000
Filing Date	
Receipt Date	07-MAR-2007
Application Type	Utility

COPY

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
2261_0050000_371Transmittal2.pdf	3	PCT-Transmittal Letter	130731 bytes	◆ PASS
2261_0050000CombinedDecPOA.pdf	2	Oath or Declaration filed	72647 bytes	◆ PASS
2261_0050000POAFromAssignee.pdf	1	Power of Attorney	43984 bytes	◆ PASS
fee-info.pdf	2	Fee Worksheet (PTO-06)	8102 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

If you need help:

- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.*

COPY

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 2261.0050000
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/597,072
INTERNATIONAL APPLICATION NO. PCT/JP2004/015269	INTERNATIONAL FILING DATE 15 October 2004	PRIORITY DATE CLAIMED 13 January 2004
TITLE OF INVENTION DAMPING DEVICE		
APPLICANT(S) FOR DO/EO/US Hiroaki TOOYAMA		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <p>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input type="checkbox"/> is attached hereto.</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p>Items 11 to 20 below concern document(s) or information included:</p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>		

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/597,072	INTERNATIONAL APPLICATION NO. PCT/JP2004/015269	ATTORNEY'S DOCKET NUMBER 2261.0050000	
20. Other items or information: <div style="font-size: 48px; opacity: 0.5; transform: rotate(-1deg); position: absolute; top: 50%; left: 50%;">COPY</div>			
The following fees have been submitted		CALCULATIONS	PTO USE ONLY
21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300		\$	
22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c))		\$	
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0			
All other situations..... \$200			
23. <input type="checkbox"/> Search fee (37 CFR 1.492(b))		\$	
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0			
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100			
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400			
All other situations..... \$500			
TOTAL OF 21, 22 and 23 =			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
- 100 =	/50 =		x \$250
		\$	
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		\$	130.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	- 20 =		x \$ 50
Independent claims	- 3 =		x \$200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+	\$360
TOTAL OF ABOVE CALCULATIONS =		\$	130.00
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.			65.00
SUBTOTAL =		\$	65.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		\$	
TOTAL NATIONAL FEE =		\$	65.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		\$	
TOTAL FEES ENCLOSED =		\$	65.00
		Amount to be refunded:	\$
		Amount to be charged	\$



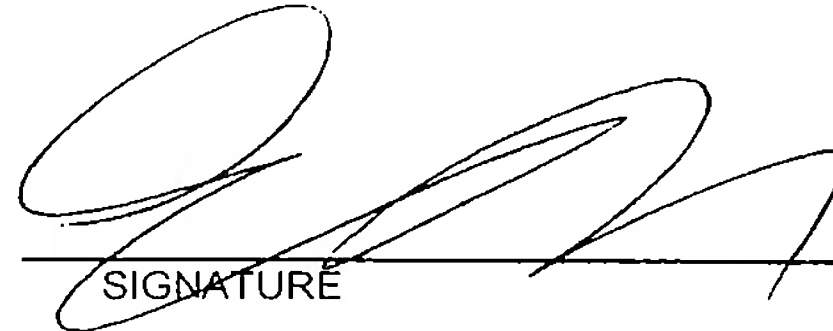
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- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0036. A duplicate copy of this sheet is enclosed.
- d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

CUSTOMER NUMBER 26111


SIGNATURE
Edward J. Kessler
NAME
25,688
REGISTRATION NUMBER

COPY